



JW
AR

PTO/SB/21 (01-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/828,601
		Filing Date	April 6, 2001
		First Named Inventor	Steven L. Eikenberg
		Art Unit	3832
		Examiner Name	Melba Bumgarner
Total Number of Pages in This Submission	22	Attorney Docket Number	182.0016

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Response to Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	The appeal brief is filed in triplicate.	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	William E. Bradley, Reg. No. 42,355
Signature	
Date	December 3, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: _____			
Type or printed			
Signature		Date	_____

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

In you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Atty. Docket No.
182.0016

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

STEVEN L. EIKENBERG

Serial No.: 09/828,601

Group Art Unit: 3732

Filed: April 6, 2001

Examiner: Melba Bumgarner

For: EASY ACCESS DENTAL FIELD OPERATING AND
TREATMENT SYSTEM HAVING OVER-THE-PATIENT
DELIVERY

**RESPONSE TO NOTIFICATION OF NON-COMPLIANCE WITH THE
REQUIREMENTS OF 37 CFR 1.192(c)**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Responsive to the Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c) mailed November 4, 2004, Applicant respectfully submits three copies of its corrected Applicant's Brief on Appeal to cure the non-compliant portion of the brief. Specifically, as explained by the Examiner in response to a telephone inquiry, the Appendix of Claims appeared to contain the wrong set of claims. A review of the claims did indicate that the preamble of claim 1 inadvertently still contained the text of the language sought to be added in an Amendment After Final, which was not entered. The preamble has been corrected to its pre-amendment form and the remainder of the claims have been checked to ensure their text is identical to that of these claims prior to the presentment of the Amendment After Final. Applicant wishes to thank the Examiner for her help in clarifying the area of non-compliance.

Respectfully submitted,

CAHN & SAMUELS, LLP

Date: 3 DEC 04

By: W. E. Bradley

William E. Bradley, Esq.

Reg. No. 42,355

Cahn & Samuels, LLP

2000 P St., NW, Ste. 200

Washington, D.C. 20036

Telephone: (202) 331-8777

Fax: (202) 331-3838